

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

HECTOR BORRERO,)
Plaintiff,)
)
vs.) Civil Action No. 12-113J
) Judge Kim R. Gibson/
JEFF HORTON, Deputy Superintendent,) Magistrate Judge Maureen P. Kelly
SCI Rockview; KENNETH R.)
HOLLIBAUGH, Deputy Superintendent,)
SCI Houtzdale; J.W. SAWTELLE,)
C.C.P.M. at SCI Houtzdale; ROBERT)
REED, Hearing Examiner, SCI Houtzdale;) Re: ECF No. 26
Defendants.)

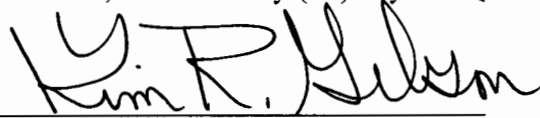
ORDER

AND NOW, this 27th day of August, 2013, after the Plaintiff Hector Borrero filed an action in the above-captioned case, and after the Defendants filed a Motion to Dismiss the Complaint, ECF No. 26, and after a Report and Recommendation was filed by the United States Magistrate Judge giving the parties until August 19, 2013, to file written objections thereto, and no objections having been filed, and upon independent review of the record, and upon consideration of the Magistrate Judge's Report and Recommendation, which is adopted as the opinion of this Court,

IT IS HEREBY ORDERED that the Motion to Dismiss submitted on behalf of Defendants, ECF No. 26, is GRANTED.

IT IS FURTHER ORDERED that, pursuant to Rule 4(a)(1) of the Federal Rules of Appellate Procedure, if any party wishes to appeal from this Order a notice of appeal, as provided in Fed. R. App. P. 3, must be filed with the Clerk of Court, United States District Court, at 319

Washington Street, Room 208, Johnstown, PA 15901, within thirty (30) days. c

A handwritten signature in black ink, appearing to read "Kim R. Gibson", written over a horizontal line.

Kim R. Gibson
United States District Judge

cc: Honorable Maureen P. Kelly
United States Magistrate Judge

Hector Borrero
JB-2013
SCI Smithfield
P.O. Box 999
Huntingdon, PA 16652

All Counsel of Record Via CM-ECF